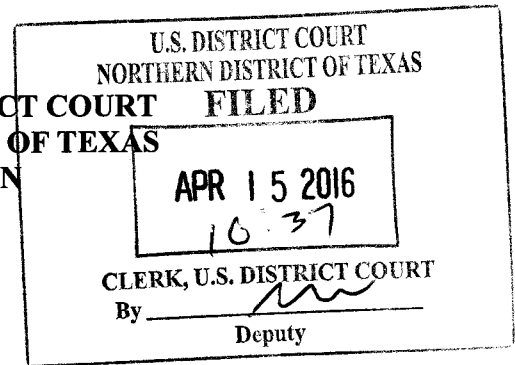


IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION



BRENDA VALLEJO, individually, as  
Next friend of PHILLIP MICHAEL VALLEJO  
JR., and GIANNA BRIELLE VALLEJO  
As Representative of the Estate of PHILLIP  
VALLEJO and REBECCA VALLEJO

Plaintiffs

Vs.

CITY OF FORT WORTH, CITY OF FORT  
WORTH BY AND THROUGH THE FORT  
WORTH POLICE DEPARTMENT,  
SGT. M.J. OJOS as an agent of  
FORT WORTH POLICE DEPARTMENT  
and individually, OJOS LOCOS  
SPORTS CANTINA, LLC, OJOS LOCOS  
SPORTS CANTINA MANAGEMENT, LLC  
OJOS LOCOS SPORT CANTINA DOS, LLC,  
and OJOS LOCOS HOLDINGS, LLC

Defendants

CIVIL ACTION NO. 4:15-cv-00749-A

STIPULATION OF DISMISSAL

TO THE HONORABLE JUDGE OF SAID COURT:

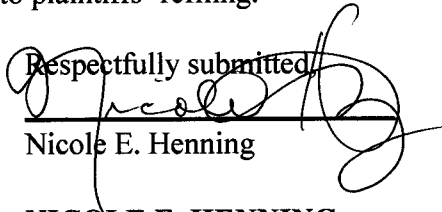
Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), Plaintiffs file this stipulation of dismissal and would show unto the Court as follows:

1. Plaintiffs are Brenda Vallejo, individually, and as next friend of two minors, P.M.V. and G.B.V., and as a Representative of the Estate of Phillip Vallejo; and Rebecca Vallejo. Defendants are City of Fort Worth, Fort Worth Police Department, Sgt. M.J. Ochsendorf, Ojos Locos Sports Cantina, LLC, Ojos Locos Sports Cantina Management, LLC, Ojos Locos Sport Cantina Dos, LLC and Ojos Locos Holdings, LLC.

2. All Plaintiffs to this action move to dismiss this action, including all claims against defendants City of Fort Worth, City of Fort Worth by and through City of Fort Worth Police Department, Sgt. M.J. Ochsendorf without prejudice. This stipulation is being filed at the request of Plaintiffs, and no settlement of any claims or payment of any consideration has been made by or to any party. No party by this stipulation of dismissal makes any admissions or representations about their own claims or defenses or about those of any other party hereto.

3. Defendant City of Fort Worth and City of Fort Worth by and through City of Fort Worth Police Department agrees to the dismissal.
4. Defendant M.J. Ochsendorf agrees to the dismissal
5. Plaintiffs have issued a notice of voluntary dismissal without prejudice as to Defendants Ojos Locos Sports Cantina, LLC, Ojos Locos Sports Cantina Management, LLC, Ojos Locos Sport Cantina Dos, LLC and Ojos Locos Holdings, LLC .
6. This case is not a class action.
7. No receiver or guardian has been appointed herein.
8. No defendant has filed or asserts a counterclaim.
9. The parties agree that each party will bear its own costs and attorneys' fees.
10. The dismissal is **without** prejudice to plaintiffs' refiling.

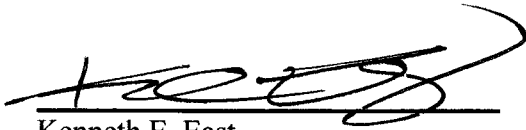
Respectfully submitted,

  
Nicole E. Henning

**NICOLE E. HENNING**  
Texas State Bar No. 24013054  
**G. JAMES MARTINEZ**  
Texas State Bar No. 24089444

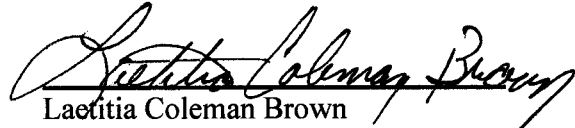
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**ATTORNEYS FOR DEFENDANTS**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing instrument will be served on all registered counsel of record on the date of entry on the Court's docket.



Nicole E. Henning